

IN THE DISTRICT COURT OF WESTERN DISTRICT OF ARKANSAS
CIVIL DIVISION

CHARLES MCCALLISTER

PLAINTIFF

VS

CV-06-6037

MARTEN TRANSPORT, LTD.
ALTON SPIGHT

DEFENDANT

RESPONSE TO MOTION FOR PARTIAL SUMMARY JUDGMENT

Defendant, Alton Spight, denies that Plaintiff is entitled to summary judgment. The material fact at issue is whether Plaintiff was engaged in an attempt to rob defendant at the time of the incident.

Wherefore, Defendant prays that this Court deny Plaintiff's Motion for Partial Summary Judgment.

Respectfully submitted,

Alton Spight

/s/ Gregory Crain
Gregory Crain (99049)
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CERTIFICATE OF SERVICE

I, Gregory Crain, do hereby certify that I have served a copy of the foregoing Motion for Continuance on the Plaintiff by hand delivering, faxing, or mailing a copy, postage prepaid, to Darryl E. Baker, Eubanks, Baker & Schulze, 620 West Third Street, Suite 100, Little Rock, AR 72201, on this 6th day of September, 2008.

/s/ Gregory Crain
Gregory Crain

